


UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK


MARK MCINTOSH, Plaintiff, -vs- WILLIAMS & FUDGE, INC., Defendant.	<i>Civil Action No. 10-CV-6153</i>
---	------------------------------------

STIPULATION FOR DISCONTINUANCE


IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned that whereas neither party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of this action, the above-entitled action be discontinued as against Defendant Williams & Fudge, Inc., with prejudice, without costs to any party as against the others.

Dated: February 8, 2011


Frank J. Borgese, Esq.
Graham Law, P.C.
Attorneys for Plaintiff
1207 Delaware Ave., Suite 202
Buffalo, New York 14209
fborgese@grahamlawpc.com


Glenn Fjermedal, Esq.
Davidson-Fink, LLP
Attorneys for Defendant
28 East Main Street, Suite 1700
Rochester, NY 14614
gfjermedal@davidsonfink.com

SO ORDERED:


HON. MARIAN W. PAYSON
U.S. Magistrate Judge
Dated: 2/11/11